

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Attorney Docket No. 019240.150US3)

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|-----------------------|-----------------|---|-----------------|----------------|
| In re Application of: | Hailey, Charles |) | Examiner: | To Be Assigned |
| | |) | | |
| Serial No. | To Be Assigned |) | Group Art Unit: | To Be Assigned |
| | |) | | |
| Filing Date: | May 6, 2004 |) | | |

For: METHOD AND APPARATUS FOR MATERIAL IDENTIFICATION USING
CHARACTERISTIC RADIATIVE EMISSIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicant submits herewith the references listed on the attached form PTO-1449, copies of which are enclosed. This Information Disclosure Statement is being filed under 37 C.F.R. § 1.97 (b) (3), before the mailing date of a first Office Action on the merits, and therefore no fee is believed to be due.

This submission does not represent that a search has been made and does not constitute an admission that the listed documents are material to the patentability of the invention, or that the listed documents are prior art. Applicants reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application. If it should be determined that any of the listed documents constitute prior art under United States law, Applicants reserve the right to present to the Office relevant facts and law regarding the significance of such documents to the patentability of the claimed invention.

It is respectfully requested that the Examiner initial and return copies of the enclosed form PTO-1449 with the next Patent Office communication.

The Commissioner is hereby authorized to charge any fees necessary to maintain the pendency of this application to Deposit Account No. 08-0219.

Information Disclosure Statement
Atty. Doc. No. 019240.150US3

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

Date: May 6, 2004
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|---|---|----|---|--------------------------------|---------------------------|
| Subt. For, PTO-1449 | | | | Docket Number 019240.150US3 | Application Number TBA |
| INFORMATION DISCLOSURE IN AN APPLICATION <i>(Use several sheets if necessary)</i> | | | | Applicant Hailey, Charles | |
| Sheet | 1 | OF | 1 | Filing Date May 6, 2004 | Group Art Unit TBA |

| U.S. Patent Documents | | | | | | |
|-----------------------|-----------------|--------------|----------|-------|----------|----------------------------|
| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | SUBCLASS | FILING DATE IF APPROPRIATE |
| | 5,115,459 | May 19, 1992 | Bertozzi | 378 | 88 | |
| | 5,420,905 | May 30, 1995 | Bertozzi | 378 | 88 | |
| | | | | | | |

| Foreign Patent Documents | | | | | | |
|--------------------------|--------------------|------|---------|-------|----------|-------------|
| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | SUBCLASS | TRANSLATION |
| | | | | | | YES NO |
| | | | | | | |

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| EXAMINER | DATE CONSIDERED |
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EXAMINER: Initial if citation is considered, whether or not citation is in conformance with MPEP § 609: Draw Line through citation if not conformance and not considered. Include copy with next communication to applicant.